

DECLARATION FOR PATENT APPLICATION

Docket Number (Optional)

As a below named inventor, I/we hereby declare that:

RAR102.05

INVENTOR IDENTIFICATION: My/our residence, post office address and citizenship are as stated below or next to my/our name.

INVENTORSHIP CLAIM: I/we believe I/we am/are the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled Water Control Fixture Having Thermostatically Controlled Bypass Valve, the specification of which is attached hereto.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR: I/we hereby state that I/we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I/we acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

PRIORITY CLAIM:

(1) Prior Foreign Application(s): I/we hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

N/A _____ Yes No
 (Number) _____ (County) _____ (Day/Month/Year Filed) _____

(2) Provisional Application(s): I/we hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

60/251,122 _____ 12/05/2000 _____
 (Provisional Application Number) _____ (Filing Date) _____

(3) Continuation Application(s): I/we hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I/we acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

09/697,520 _____ 10/25/2000 _____ Pending _____
 (Application Number) _____ (Filing Date) _____ (Status - patented, pending, abandoned) _____

POWER OF ATTORNEY: I/we hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Richard A. Ryan Registration No. 39,014 .

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DECLARATION: I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name) Dale Kempf

Inventor's signature Dale Kempf Date 12-3-01

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ADDITIONAL INVENTORS: Separately numbered sheets naming additional inventors are attached hereto. Yes No